Office of Superintendent of Schools
Board Meeting of May 19, 2004

May 5, 2004

Mercedes Toural, Chief Education Officer
and Deputy Superintendent of Schools

SUBJECT:	**EXPULSION OF STUDENT**	**GRADE:**	**08**
CASE NO:	**SM-133 (2003-2004)**	**DOB:**	**09-25-89**

COMMITTEE: EDUCATION AND SCHOOL OPERATIONS

The Superintendent of Schools has recommended that this student be expelled from the regular and adult programs of Miami-Dade County Public Schools (M-DCPS) for the maximum time permitted under law, which is the 2003-2004 school year, the 2004 summer session, and the 2004-2005 school year.

The parents were duly notified of the recommendation for expulsion and were given an opportunity for a conference with staff and were advised of their right to a hearing before an impartial hearing examiner. The parents chose not to request a hearing.

The basis for the recommendation is:

The student's battery on a staff member.

This act constitutes a Group VI violation of the Code of Student Conduct.

The student has been assigned to Jan Mann Opportunity School and will be provided educational services during the term of the expulsion period.

Since the student was not 16 years old at the time of the incident, the student will remain in an opportunity school or alternative program until the term of the expulsion has expired and will then be returned to a regular school program in M-DCPS, if approved by the Office of Adult/Vocational, Alternative and Community Education.

RECOMMENDED: That The School Board of Miami-Dade County, Florida:

1. expel the student specified in the supplemental material SM-133 (2003-2004), furnished under separate cover to Board members, from the regular and adult programs of Miami-Dade County Public Schools for the maximum time permitted under law, which is the 2003-2004 school year, the 2004 summer session, and the 2004-2005 school year;

2. provide educational services in an opportunity school or alternative program during the term of the expulsion; and

3. following the term of the expulsion, permit the student to be returned to a regular school program in Miami-Dade County Public Schools, if approved by the Office of Adult/Vocational, Alternative and Community Education.

GMK/CR/MIR:mc